

Honorable Laurel E. Babero
United States Bankruptcy Judge



Entered on Docket
August 15, 2018

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Attorney for Debtors

E-FILED:

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

DARYLL SCOTT HALL, and
CYNTHIA ANN HALL,

Debtors,

Case No. BK-S-18-12400-LEB
Chapter 13

Date of Hearing: N/A

Time of Hearing: N/A

**ORDER GRANTING STIPULATION FOR AMORTIZED PAYMENTS TO BE
PAID BY AND THROUGH THE TRUSTEE**

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by and between
DARYLL SCOTT HALL, and CYNTHIA ANN HALL (hereinafter referred to as "Debtors"),
and their attorney, MIGUEL LOPEZ, ESQ., and CHRISTINE A. ROBERTS, ESQ., of the Law
Offices of Christine A. Roberts, PLLC, by and on behalf of Creditor, HLS OF NEVADA, LLC
dba NEVADA WEST FINANCIAL (hereinafter referred to as "Creditor"), having filed their
STIPULATION FOR AMORTIZED PAYMENTS TO BE PAID BY AND THROUGH THE

1 *TRUSTEE (doc 42)*, and the Court having reviewed and considered the same, and good cause
2 appearing:

3 **IT IS HEREBY ORDERED** that the Stipulation attached hereto as Exhibit "1" is
4 approved.

5 **IT IS SO ORDERED.**

6
7 Dated this 15th day of August, 2018.

8 THE LAW OFFICE OF MIGUEL LOPEZ

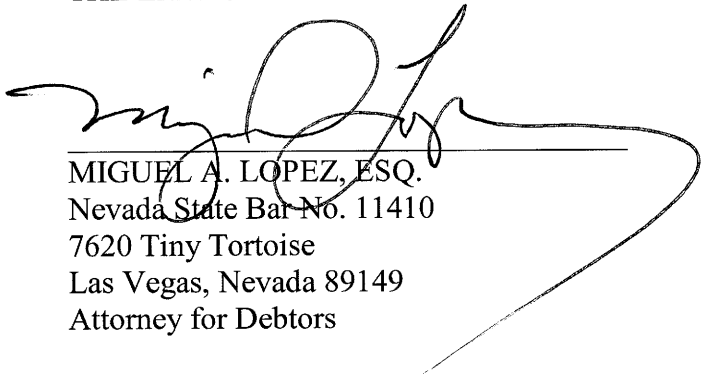
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11 MIGUEL A. LOPEZ, ESQ.
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15 Attorney for Debtors
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Exhibit 1

1 MIGUEL A. LOPEZ, ESQ.
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5 Attorney for Debtors

E-FILED:

6 UNITED STATES BANKRUPTCY COURT

7 DISTRICT OF NEVADA

8 In re:

9 DARYLL SCOTT HALL, and
CYNTHIA ANN HALL,
10 Debtors,

Case No. BK-S-18-12400-LEB
Chapter 13

Date of Hearing:
Time of Hearing:

11
12 **STIPULATION FOR AMORTIZED PAYMENTS TO BE PAID**
BY AND THROUGH THE TRUSTEE

13 IT IS HEREBY STIPULATED AND AGREED by and between DARYLL
14 SCOTT HALL, and CYNTHIA ANN HALL (hereinafter referred to as "Debtors"), and their
15 attorney, MIGUEL LOPEZ, ESQ., and CHRISTINE A. ROBERTS, ESQ., of the Law Offices
16 of Christine A. Roberts, PLLC, by and on behalf of Creditor, HLS OF NEVADA, LLC *dba*
17 NEVADA WEST FINANCIAL (hereinafter referred to as "Creditor"), that:

18 WHEREAS the Creditor maintains a purchase money security interest in a 2008
19 Mercedes-Benz ML 350, VIN # 4JGBB86E58A422769 (hereinafter referred to as "Vehicle");
20 and

21 WHEREAS the Debtors have an interest in and wish to retain possession of said Vehicle
22 pursuant to Contract for Sale and Security Agreement dated on or about July 29, 2014, entered
23 into between the Debtors and the Creditor;

1 **NOW, THEREFORE, IT IS STIPULATED AND AGREED, that;**

2 (1) The automatic stay afforded the Debtors pursuant to 11 USC 362(a) shall remain
3 in full force and effect, subject to the following conditions:

4 (2) The Creditor shall be paid \$8,700.00 plus 6.00 % interest payable over 60 months
5 at approximately \$168.20 per month by the Trustee to Creditor, commencing retroactively from
6 May 1, 2018. Payments shall be made at the following address:

7 Nevada West Financial
8 PO BOX 94703
9 Las Vegas, NV 89193

10 (3) The Debtor shall maintain continuous property damage insurance on said Vehicle,
11 in a sum sufficient to protect the Creditor's security interests for a period of time not less than
12 and equal to the extinguishment of the Creditor's lien interest to said Vehicle. Furthermore, at all
13 times that the Creditor maintains a lien on said Vehicle, the Creditor shall be designated as the
14 Loss Payee Beneficiary under the insurance policy maintained by the Debtor.

15 (4) The fair market value of the Vehicle identified in the declarations hereinabove is
16 \$8,700.00.

17 (5) The Chapter 13 Plan shall pay the Creditor \$8,700.00 plus 6.00% interest
18 payable over 60 months at approximately \$168.20 per month by the Trustee to Creditor,
19 commencing retroactively from May 1, 2018 and payable on the 1st of each month thereafter
20 until paid in full. Nothing in this Stipulation shall prevent the Trustee from disbursing a monthly
21 payment in excess of the monthly amount identified herein, nor prevent the Trustee from paying
22 Creditor in full prior to the date the last payment becomes due.

23 (6) Should the Debtors allow the insurance to lapse in contravention to the terms set
24 forth hereinabove; or encumber said Vehicle and thereby affect the Creditor's lien; and subject
25 to ten (10) days written notice to the Debtor to cure said default, the Creditor may submit to the
Court an Ex Parte Order Lifting Stay.

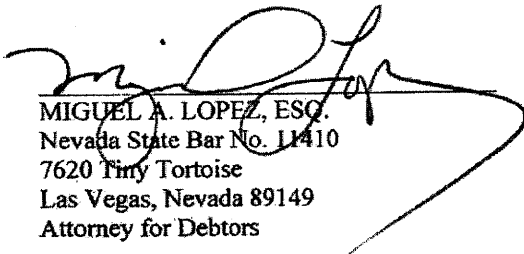
1 (7) That a conversion of this case to a Chapter 7 case shall be considered a breach of
2 this stipulation and subject to a ten (10) day notice to cure all the existing contractual arrearages
3 due and owing.

4 (8) That this Stipulation shall survive Confirmation of the Chapter 13 Plan and shall
5 supersede any terms to the contrary as set forth in the Chapter 13 Disclosure Statement, Chapter
6 13 Plan and Chapter 13 Confirmation Order.

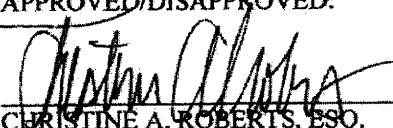
7 (9) Unless and until the Debtor violates any of the contingencies contained herein,
8 the automatic stay shall remain in effect.

9
10 Dated this 8th day of AUGUST, 2018.

11 THE LAW OFFICE OF MIGUEL LOPEZ

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15 Nevada State Bar No. 11410
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18 Attorney for Debtors

19 APPROVED/DISAPPROVED:

20 
21 CHRISTINE A. ROBERTS, ESQ.
22 Nevada State Bar No. 6472
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24 3815 S. Jones Blvd., Suite 5
25 Las Vegas, NV 89103
Attorney for Creditor
HLS of Nevada, LLC. dba Nevada West Financial

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APPROVED/DISAPPROVED:

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RICK A. YARNALL
CHAPTER 13 TRUSTEE
701 Bridger Avenue
Suite 820
Las Vegas, NV 89101

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